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Certification under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelope addressed to THE COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 on June 28, 2006.

Brian W. Hameder (Reg. No. 45,613)
Name

Brian W. Hameder
Signature

DOCKET: CU-4774

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Philippe LUCIENNE et al.

Serial No.: 10/577,026

Group Art Unit:

Filed: April 25, 2006

Examiner:

For: A HYDROSTATIC TRANSMISSION CIRCUIT WITH REPLENISHING FOR A VEHICLE

THE COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of the first Office Action on the merits, whichever event occurs last. 37 CFR 1.97(b).

Date: June 28, 2006

Brian W. Hameder
Signature of Attorney
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INFORMATION DISCLOSURE STATEMENT

Applicants submit herewith patents, publications or other information of which the applicants are aware, which may be material to the examination of this application and in respect of which there may be a duty to disclose under 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

The references submitted herein are listed on PTO-1449 form (modified) enclosed herewith. A copy of each reference listed is being furnished except any duplicate or cumulative patents or publications specified otherwise. Also, if the present application was filed after June 30, 2003, copies of US patents or published applications are not submitted in accordance with the USPTO Rule changes.

A translation of any foreign language reference, if any, is indicated in PTO-1449 form and being submitted herein if it is readily available. Otherwise it should be construed that such translation is not readily available.

Additional comments, if any, on the relevance of each reference listed are provided as follows:

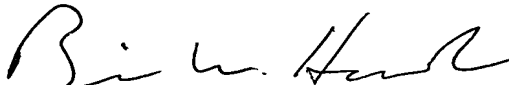
Also submitted herein is a copy of the PCT Search Report which satisfies the requirement for a translation or concise explanation of any non-English reference cited therein, as provided in MPEP §609 A(3).

The Statement is made on the basis of the information:

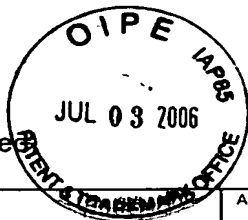
| | |
|-------------------|----------------------------------------------------------------------|
| <u> </u> | supplied by the inventor(s); |
| <u> X </u> | supplied by an individual associated with the filing and prosecution |
| <u> </u> | of this application (37 CFR 1.56(c)); or |
| <u> </u> | in the attorney's file. |

Respectfully submitted,

Date: June 27, 2006



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Form PTO-1449 (Modified)

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|-----------------------------------------------------------------------------------------------|----------------------------------------------|---------------------------------|
| FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT BY APPLICANT (37 CFR 1.98(b)) | ATTY. DOCKET NO. CU-4774 | SERIAL NO. 10/577,026 |
| | APPLICANT Philippe LUCIENNE et al. | |
| | FILING DATE April 25, 2006 | GROUP |
| | | |

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | PATENT DOCUMENT | ISSUE/PUB DATE | PATENTEE | CLASS | SUB- CLASS | FILING DATE |
|---------------------|--------------------|-------------------|----------|-------|---------------|-------------|
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FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

| EXAMINER INITIAL | DOCUMENT NUMBER | PUBL. DATE | COUNTRY OR PATENT OFFICE | CLASS | SUB- CLASS | TRANSLATION | |
|---------------------|--------------------|------------|-----------------------------|-------|---------------|-------------|----|
| | | | | | | YES | NO |
| | DE 19838651 | 03/02/00 | Germany | | | | |
| | WO 03013896 | 02/20/03 | PCT | | | | |
| | EP 0816153 | 01/07/98 | EPO | | | | |
| | EP 1026025 | 08/09/00 | EPO | | | | |
| | EP 0547947 | 06/23/93 | EPO | | | | |
| | EP 1026024 | 08/09/00 | EPO | | | | |
| | EP 0816153 | 01/07/98 | EPO | | | | |
| | EP 1010566 | 06/21/00 | EPO | | | | |

OTHER DOCUMENTS (Including Author, Title, Date, Place of publication)

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(Form PTO-1449)